

110TH CONGRESS  
2D SESSION

# H. R. 6299

To prohibit the Secretary of Transportation or the Administrator of the Federal Aviation Administration from conducting auctions, implementing congestion pricing, limiting airport operations, or charging certain use fees at airports.

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## IN THE HOUSE OF REPRESENTATIVES

JUNE 18, 2008

Mr. MEEKS of New York (for himself, Mr. NADLER, Mr. SIRES, and Mr. KUHLMANN of New York) introduced the following bill; which was referred to the Committee on Transportation and Infrastructure

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## A BILL

To prohibit the Secretary of Transportation or the Administrator of the Federal Aviation Administration from conducting auctions, implementing congestion pricing, limiting airport operations, or charging certain use fees at airports.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. PROHIBITION ON FEDERALLY-IMPOSED AUC-**  
4                               **TIONS AND CONGESTION PRICING AT COM-**  
5                               **MERCIAL AIRPORTS.**

6       (a) IN GENERAL.—Notwithstanding any other provi-  
7       sion of law, the Secretary of Transportation and the Ad-

1   ministrator of the Federal Aviation Administration may  
2   not promulgate any regulation or take any action to regu-  
3   late the scheduling of airline operations at any commercial  
4   airport in the United States if such regulation or action  
5   includes the Secretary or the Administrator—

6           (1) auctioning rights or permission to conduct  
7       airline operations at such airport;

8           (2) implementing peak-period pricing or an-  
9       other form of congestion pricing at such airport;

10          (3)(A) withdrawing the right or permission to  
11       conduct operations at such airport (except for a  
12       withdrawal for operational reasons or pursuant to  
13       the terms or conditions of such right or permission);  
14       or

15          (B) requiring a carrier to transfer any such  
16       right or permission to another person;

17          (4) charging a fee for the right or permission  
18       to use navigable airspace at such airport; or

19          (5) requiring, or providing incentives or dis-  
20       incentives to, airport proprietors to take any of the  
21       actions described in paragraphs (1) through (4).

22       (b) SAVINGS PROVISION.—Nothing in this Act may  
23   be construed to limit the ability of a State, a political sub-  
24   division of a State, or a political authority of more than

- 1 1 State that owns or operates a commercial airport from
- 2 carrying out its proprietary powers and rights.

